

Fill in this information to identify your case:

United States Bankruptcy Court for the:

MIDDLE DISTRICT OF NORTH CAROLINA

Case number (if known)

Chapter

11☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Benita ND, LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and *doing business as* names

3. Debtor's federal Employer Identification Number (EIN) 47-4145576

4. Debtor's address

Principal place of business

Mailing address, if different from principal place of business

110 D Cunningham Lane
Raeford, NC 28376

Number, Street, City, State & ZIP Code

P.O. Box, Number, Street, City, State & ZIP Code

Hoke

County

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) _____

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))☐ Partnership (excluding LLP)☐ Other. Specify: _____

Debtor **Benita ND, LLC**
Name

Case number (if known)

7. Describe debtor's businessA. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

Debtor **Benita ND, LLC**
Name

Case number (if known)

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?
- ☒ No
☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor
District

When

Relationship

Case number, if known

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No☐ Yes.

Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

- ☐ It needs to be physically secured or protected from the weather.

- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

- ☐ Other

Where is the property?

Number, Street, City, State & ZIP Code

Is the property insured?

☐ No☐ Yes. Insurance agency

Contact name

Phone

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

☒ 1-49☐ 50-99☐ 100-199☐ 200-999☐ 1,000-5,000☐ 5001-10,000☐ 10,001-25,000☐ 25,001-50,000☐ 50,001-100,000☐ More than 100,000

15. Estimated Assets

☐ \$0 - \$50,000☐ \$50,001 - \$100,000☒ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$1,000,001 - \$10 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$500,000,001 - \$1 billion☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

16. Estimated liabilities

☐ \$0 - \$50,000☐ \$1,000,001 - \$10 million☐ \$500,000,001 - \$1 billion

Debtor	Benita ND, LLC	Case number <i>(if known)</i> _____
	Name	
	<input type="checkbox"/> \$50,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$500,000 <input checked="" type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$10,000,001 - \$50 million <input type="checkbox"/> \$50,000,001 - \$100 million <input type="checkbox"/> \$100,000,001 - \$500 million
		<input type="checkbox"/> \$1,000,000,001 - \$10 billion <input type="checkbox"/> \$10,000,000,001 - \$50 billion <input type="checkbox"/> More than \$50 billion

Debtor **Benita ND, LLC** Case number (if known) _____
 Name

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **June 12, 2024**
 MM / DD / YYYY

X /s/ Benita Kaye Thomas
 Signature of authorized representative of debtor
 Title **Member-Manager**

Benita Kaye Thomas
 Printed name

18. Signature of attorney

X /s/ Samantha K. Brumbaugh
 Signature of attorney for debtor

Date **June 12, 2024**
 MM / DD / YYYY

Samantha K. Brumbaugh
 Printed name

Ivey, McClellan, Siegmund, Brumbaugh & McDonough, LLP
 Firm name

305 Blandwood Ave
Greensboro, NC 27401
 Number, Street, City, State & ZIP Code

Contact phone **336-274-4658** Email address _____

32379 NC
 Bar number and State

Fill in this information to identify the case:Debtor name Benita ND, LLCUnited States Bankruptcy Court for the: MIDDLE DISTRICT OF NORTH CAROLINA

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☒ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☒ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☒ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☒ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☒ *Schedule H: Codebtors* (Official Form 206H)
- ☒ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ Amended Schedule _____
- ☐ Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 12, 2024**X /s/ Benita Kaye Thomas**

Signature of individual signing on behalf of debtor

Benita Kaye Thomas

Printed name

Member-Manager

Position or relationship to debtor

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known): _____

☐ Check if this is an amended filing**Official Form 204****Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders****12/15**

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Small Business Administration P.O. Box 740192 Atlanta, GA 30374		blanket lien on assets		\$344,100.00	\$0.00	\$344,100.00
Partner Community Capital 106 West Washington, 2nd Floor Charles Town, WV 25414		equipment purchased with funds, including inventory and accounts. Non-Debtor owned vehicles are also collateral on this debt. 2017 Cadillac 2013 Dod		\$143,206.47	\$0.00	\$143,206.47
Funding Metrics, LLC dba Lendini 3220 Tillman Drive, Ste. 300 Bensalem, PA 19020		future receipts	Disputed	\$67,785.59	\$0.00	\$67,785.59
National Funding, Inc. 9530 Towne Centre Drive, Ste. 120 San Diego, CA 92121		accounts, A/R, inventory, equipment	Disputed	\$44,817.62	\$0.00	\$44,817.62
EBF Holdings, LLC dba Everest Business Funding 102 W. 38th Street 6th Floor New York, NY 10018		future receipts	Disputed	\$43,911.44	\$0.00	\$43,911.44

Debtor **Benita ND, LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Partner Community Capital 106 West Washington, 2nd Floor Charles Town, WV 25414		business loan agreement				\$37,748.50
Rapid Finance 4500 East West Highway, 6th Floor Bethesda, MD 20814		unsecured loan--merchant capital advance				\$33,061.54
Headway Capital 175 W. Jackson Blvd., Ste. 1000 Chicago, IL 60604		merchant capital advance; business loan				\$24,550.40
Bluevine Capital dba CCA, LLC 5330 Pirrone Road, Ste. 115 Salida, CA 95368		unsecured loan-merchant capital advance				\$8,150.00
Bank of America P.O. Box 660441 Dallas, TX 75266		credit card purchases				\$7,879.61
Bank of America P.O. Box 660441 Dallas, TX 75266		credit card purchases				\$6,238.34

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206Sum
Summary of Assets and Liabilities for Non-Individuals****12/15****Part 1: Summary of Assets****1. Schedule A/B: Assets-Real and Personal Property** (Official Form 206A/B)

1a. Real property:	
Copy line 88 from <i>Schedule A/B</i>	\$ 0.00
1b. Total personal property:	
Copy line 91A from <i>Schedule A/B</i>	\$ 121,707.91
1c. Total of all property:	
Copy line 92 from <i>Schedule A/B</i>	\$ 121,707.91

Part 2: Summary of Liabilities

2. Schedule D: Creditors Who Have Claims Secured by Property (Official Form 206D)	
Copy the total dollar amount listed in Column A, <i>Amount of claim</i> , from line 3 of <i>Schedule D</i>	\$ 707,563.81
3. Schedule E/F: Creditors Who Have Unsecured Claims (Official Form 206E/F)	
3a. Total claim amounts of priority unsecured claims:	
Copy the total claims from Part 1 from line 5a of <i>Schedule E/F</i>	\$ 0.00
3b. Total amount of claims of nonpriority amount of unsecured claims:	
Copy the total of the amount of claims from Part 2 from line 5b of <i>Schedule E/F</i>	+\$ 117,628.39
4. Total liabilities	
Lines 2 + 3a + 3b	\$ 825,192.20

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206A/B****Schedule A/B: Assets - Real and Personal Property**

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

Part 1: Cash and cash equivalents**1. Does the debtor have any cash or cash equivalents?**

- ☐ No. Go to Part 2.
☒ Yes Fill in the information below.

All cash or cash equivalents owned or controlled by the debtor**Current value of debtor's interest****3. Checking, savings, money market, or financial brokerage accounts (Identify all)**

Name of institution (bank or brokerage firm)

Type of account

Last 4 digits of account number

3.1. **Bank of America operating account****checking account****2578****\$333.73**3.2. **Bank of America balance: -\$437.93****checking account****3919****\$0.00**3.3. **Bank of America balance: -\$192.33****checking account****9716****\$0.00**3.4. **Bank of America****savings account****3030****\$10.00****4. Other cash equivalents (Identify all)****5. Total of Part 1.**

Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80.

\$343.73**Part 2: Deposits and Prepayments****6. Does the debtor have any deposits or prepayments?**

- ☒ No. Go to Part 3.
☐ Yes Fill in the information below.

Debtor Benita ND, LLC
Name

Case number (If known) _____

Items in Facility**48 Mop Sticks \$96.00****39 Mop Buckets \$585.00****48 Brooms \$240.00****50 Push Brooms/Dust****Moops \$500.00****1,117 Microfiber****Cleaning Towels \$335.10****52 Dust Pans \$520.00****345 T-Shirts \$1,035.00****43 Aprons \$86.00****182 Mop Heads \$182.00****102 Dust Mop Refill****Pads \$102.00****27 Vacuum Cleaners****Sanitaire Commercial****Bagged Vacuum Red****\$2,025.00****55 Glass Cleaner Towels****\$13.75****3 Back Pack Vacs.****\$240.00****10 CLeaning Carts \$500****1 Tilt Truck Large trash****bin with wheels \$300.00****5 Large trash cans with****wheels \$125.00****\$6,884.85****Liquidation****\$6,884.85**

Debtor **Benita ND, LLC**
Name

Case number (If known)

Items In Stock**25 Flat Mop Systems-
Hometlermicrofiber****\$500.00****200 Flat Mop Head Pads****\$1,000.00****12 Large Trash Cans****with wheels \$600.00****5 Mop Sticks \$45.00****5 Mop Buckets \$200.00****15 Brooms \$225.00****15 Push Brooms/Dust****Mops \$300.00****1100 Microfiber Cleaning****Towels \$1,100.00****15 Dust Pans \$300.00****35 T-Shirts \$420.00****3 Aprons \$45.00****15 Mop Heads \$75.00****10 Dust Mop Refill Pads****\$50.00****7 Vacuum Cleaners-****Sanitaire SC679K****Upright Commercial****Bagged Vacuum Red****\$1,050.00****10 Puomue Microfiber****Glass Cleaner Towels****\$12.50****8,080 Microfiber****Cleaning Floor Pads****(Blue) \$8,080.00****2 EZ Spares Attachment
for floor and carpet****\$28.00****1 Firstlove Cordless****Stick Vacuum \$65.00****3 Large Flat Mop****Buckets Trun 360****Rotatable Adjustments****\$165.00****12 18in Microfiber****Mopreplacement Pads****\$384.00****3 Spray Mops with****Michrofiber Floor Pads****\$57.00****2 Yocada Dust Mop with****Pads \$40.00****4 Eyledin Dust Mops****\$96.00****4 120 Feet Drop Cords****\$132.00****\$14,969.50****Liquidation****\$14,969.50****Time Clock \$220.00****Cricut Explore Joyfor****T-Shirt Maker \$310.00****Heat Press Machine****T-Shirt Iron \$40.00****\$570.00****Liquidation****\$570.00**

Debtor Benita ND, LLC
Name

Case number (If known) _____

Office Supplies Pens,
Pencils, Paper \$50.00
Clips, Tape Dispenser,
Staples, Sticky Notes,
Tablets, Paper Clips,
Etc. \$50.00
50 Name Tags Lanyards
\$25.00

\$125.00

Liquidation

\$125.00

23. **Total of Part 5.**

Add lines 19 through 22. Copy the total to line 84.

\$22,549.35

24. **Is any of the property listed in Part 5 perishable?**

- ☒ No
☐ Yes

25. **Has any of the property listed in Part 5 been purchased within 20 days before the bankruptcy was filed?**

- ☒ No
☐ Yes. Book value _____ Valuation method _____ Current Value _____

26. **Has any of the property listed in Part 5 been appraised by a professional within the last year?**

- ☒ No
☐ Yes

Part 6: Farming and fishing-related assets (other than titled motor vehicles and land)27. **Does the debtor own or lease any farming and fishing-related assets (other than titled motor vehicles and land)?**

- ☒ No. Go to Part 7.
☐ Yes Fill in the information below.

Part 7: Office furniture, fixtures, and equipment; and collectibles38. **Does the debtor own or lease any office furniture, fixtures, equipment, or collectibles?**

- ☐ No. Go to Part 8.
☒ Yes Fill in the information below.

	General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
39.	Office furniture 5 Desk with drawers \$875.00 1 Large Desk \$300.00 2 File Cabinets \$100.00	\$1,275.00	Liquidation	\$1,275.00
40.	Office fixtures Refrigerator	\$500.00	Liquidation	\$500.00
41.	Office equipment, including all computer equipment and communication systems equipment and software 1 TV 32inc. \$70.00 1 AOC Computer Monitor \$75.00 1 HP Computer Brain \$175.00 3 Keyboards \$45.00 5 Wireless Mouse \$25.00 3 Hewett Packard Printer \$150.00	\$910.00	Liquidation	\$910.00

Debtor Benita ND, LLC
Name

Case number (If known) _____

1 HP Laptop \$250.00
2 HP Chrome Books \$120.00

42. **Collectibles** *Examples:* Antiques and figurines; paintings, prints, or other artwork; books, pictures, or other art objects; china and crystal; stamp, coin, or baseball card collections; other collections, memorabilia, or collectibles

43. **Total of Part 7.**

Add lines 39 through 42. Copy the total to line 86.

\$2,685.0044. **Is a depreciation schedule available for any of the property listed in Part 7?**

- ☒ No
☐ Yes

45. **Has any of the property listed in Part 7 been appraised by a professional within the last year?**

- ☒ No
☐ Yes

Part 8: Machinery, equipment, and vehicles46. **Does the debtor own or lease any machinery, equipment, or vehicles?**

- ☐ No. Go to Part 9.
☒ Yes Fill in the information below.

General description Include year, make, model, and identification numbers (i.e., VIN, HIN, or N-number)	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
47. Automobiles, vans, trucks, motorcycles, trailers, and titled farm vehicles			
47.1. 2022 GMC Sierra 2500HD Denali 6.6 liter diesel 37,500 miles	Unknown	Comparable sale	\$64,908.00
48. Watercraft, trailers, motors, and related accessories <i>Examples:</i> Boats, trailers, motors, floating homes, personal watercraft, and fishing vessels			
49. Aircraft and accessories			
50. Other machinery, fixtures, and equipment (excluding farm machinery and equipment) 2 Fogger Covidsprayer with Foaming Action \$300.00 2 Wet Vacs \$100.00 3 Vevor 3.6qt Back Pack Vacs. \$240.00 3 Dirt Devil Electric Stick Vacuum \$72.00 3 Chemical Distributors \$225.00 1 Bissell Big Green Carpet Cleaners \$300.00 1 Hoover Carpet Cleaner \$225.00 1 Floord Scrubber Burnisher \$5,000.00 1 Propane Buffer \$1,000.00 1 Traveling Trailer for Wquipment \$3,500.00 1 Blueridge Air and Heating Unit \$4,500.00 1 Proteam Vac Pac Vac. \$300.00 1 Wrinkim Techcordless Vacuumcleaner \$120.00 1 Lavex 21 Gatton Stainless Steel Commercial Wet/Dry Vacuum with toolkit 100-120 V, 1400W \$270.00	\$16,152.00	Liquidation	\$16,152.00

Debtor Benita ND, LLC
Name

Case number (If known) _____

51. **Total of Part 8.**

Add lines 47 through 50. Copy the total to line 87.

\$81,060.0052. **Is a depreciation schedule available for any of the property listed in Part 8?**

- ☒ No
☐ Yes

53. **Has any of the property listed in Part 8 been appraised by a professional within the last year?**

- ☒ No
☐ Yes

Part 9: Real property54. **Does the debtor own or lease any real property?**

- ☒ No. Go to Part 10.
☐ Yes Fill in the information below.

Part 10: Intangibles and intellectual property59. **Does the debtor have any interests in intangibles or intellectual property?**

- ☒ No. Go to Part 11.
☐ Yes Fill in the information below.

Part 11: All other assets70. **Does the debtor own any other assets that have not yet been reported on this form?**

Include all interests in executory contracts and unexpired leases not previously reported on this form.

- ☐ No. Go to Part 12.
☒ Yes Fill in the information below.

**Current value of
debtor's interest**71. **Notes receivable**

Description (include name of obligor)

72. **Tax refunds and unused net operating losses (NOLs)**

Description (for example, federal, state, local)

73. **Interests in insurance policies or annuities
commercial general liability policy
automobile insurance**\$0.0074. **Causes of action against third parties (whether or not a lawsuit
has been filed)**75. **Other contingent and unliquidated claims or causes of action of
every nature, including counterclaims of the debtor and rights to
set off claims**76. **Trusts, equitable or future interests in property**77. **Other property of any kind not already listed Examples: Season tickets,
country club membership**

**Franchise agreement with Synergy Franchising Corp.
dba Jani-King of Raleigh/Durham**

Unknown

Debtor Benita ND, LLC
Name

Case number *(If known)* _____

78. **Total of Part 11.**
Add lines 71 through 77. Copy the total to line 90.
- \$0.00
79. **Has any of the property listed in Part 11 been appraised by a professional within the last year?**
☒ No
☐ Yes

Debtor **Benita ND, LLC**
Name

Case number (If known)

Part 12: Summary

In Part 12 copy all of the totals from the earlier parts of the form

Type of property	Current value of personal property	Current value of real property
80. Cash, cash equivalents, and financial assets. <i>Copy line 5, Part 1</i>	\$343.73	
81. Deposits and prepayments. <i>Copy line 9, Part 2.</i>	\$0.00	
82. Accounts receivable. <i>Copy line 12, Part 3.</i>	\$15,069.83	
83. Investments. <i>Copy line 17, Part 4.</i>	\$0.00	
84. Inventory. <i>Copy line 23, Part 5.</i>	\$22,549.35	
85. Farming and fishing-related assets. <i>Copy line 33, Part 6.</i>	\$0.00	
86. Office furniture, fixtures, and equipment; and collectibles. <i>Copy line 43, Part 7.</i>	\$2,685.00	
87. Machinery, equipment, and vehicles. <i>Copy line 51, Part 8.</i>	\$81,060.00	
88. Real property. <i>Copy line 56, Part 9.....></i>		\$0.00
89. Intangibles and intellectual property. <i>Copy line 66, Part 10.</i>	\$0.00	
90. All other assets. <i>Copy line 78, Part 11.</i>	\$0.00	
91. Total. Add lines 80 through 90 for each column	\$121,707.91	\$0.00
92. Total of all property on Schedule A/B. Add lines 91a+91b=92		\$121,707.91

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206D****Schedule D: Creditors Who Have Claims Secured by Property****12/15****Be as complete and accurate as possible.****1. Do any creditors have claims secured by debtor's property?**

- ☐ No. Check this box and submit page 1 of this form to the court with debtor's other schedules. Debtor has nothing else to report on this form.
- ☒ Yes. Fill in all of the information below.

Part 1: List Creditors Who Have Secured Claims

2. List in alphabetical order all creditors who have secured claims. If a creditor has more than one secured claim, list the creditor separately for each claim.

		Column A Amount of claim Do not deduct the value of collateral.	Column B Value of collateral that supports this claim	
2.1	Bank of America <small>Creditor's Name</small> P.O. Box 982235 El Paso, TX 79998-2235 <small>Creditor's mailing address</small> <small>Creditor's email address, if known</small> Date debt was incurred 02/09/2023 Last 4 digits of account number Do multiple creditors have an interest in the same property? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.	Describe debtor's property that is subject to a lien 2022 GMC Sierra 2500HD Denali 6.6 liter diesel 37,500 miles Describe the lien Purchase Money Security Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H) As of the petition filing date, the claim is: Check all that apply <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed	\$63,742.69	\$64,908.00

2.2	EBF Holdings, LLC dba <small>Creditor's Name</small> Everest Business Funding 102 W. 38th Street 6th Floor New York, NY 10018 <small>Creditor's mailing address</small> <small>Creditor's email address, if known</small> Date debt was incurred 1/30/2024 Last 4 digits of account number Do multiple creditors have an interest in the same property? <input type="checkbox"/> No <input type="checkbox"/> Yes. Specify each creditor, including this creditor and its relative priority.	Describe debtor's property that is subject to a lien future receipts Describe the lien UCC Financing Statement Is the creditor an insider or related party? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Is anyone else liable on this claim? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors</i> (Official Form 206H) As of the petition filing date, the claim is: Check all that apply	\$43,911.44	\$0.00
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Debtor **Benita ND, LLC** Case number (if known) _____

Name

☒ No☐ Yes. Specify each creditor, including this creditor and its relative priority.☐ Contingent☐ Unliquidated☒ Disputed**2.3 Funding Metrics, LLC dba Lendini**

Creditor's Name

**3220 Tillman Drive, StE.
300
Bensalem, PA 19020**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred**10/20/2023****Last 4 digits of account number****Do multiple creditors have an interest in the same property?**☒ No☐ Yes. Specify each creditor, including this creditor and its relative priority.**Describe debtor's property that is subject to a lien
future receipts****\$67,785.59****\$0.00****Describe the lien****Merchant Capital Advance Agreement/UCC1
Financing Statement****Is the creditor an insider or related party?**☒ No☐ Yes**Is anyone else liable on this claim?**☐ No☒ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)**As of the petition filing date, the claim is:**

Check all that apply

☐ Contingent☐ Unliquidated☒ Disputed**2.4 National Funding, Inc.**

Creditor's Name

**9530 Towne Centre Drive,
Ste. 120
San Diego, CA 92121**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred**09/26/2023****Last 4 digits of account number****Do multiple creditors have an interest in the same property?**☒ No☐ Yes. Specify each creditor, including this creditor and its relative priority.**Describe debtor's property that is subject to a lien
accounts, A/R, inventory, equipment****\$44,817.62****\$0.00****Describe the lien****Business Loan Agreement/UCC1 Financing
Statement****Is the creditor an insider or related party?**☒ No☐ Yes**Is anyone else liable on this claim?**☐ No☒ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)**As of the petition filing date, the claim is:**

Check all that apply

☐ Contingent☐ Unliquidated☒ Disputed**2.5 Partner Community Capital****Describe debtor's property that is subject to a lien****\$143,206.47****\$0.00**

Debtor **Benita ND, LLC** Case number (if known)

Name

Creditor's Name

**106 West Washington, 2nd
Floor
Charles Town, WV 25414**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

4/24/2023

Last 4 digits of account number

3972

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

**equipment purchased with funds, including inventory and accounts. Non-Debtor owned vehicles are also collateral on this debt.
2017 Cadillac
2013 Dodge Caravan**

Describe the lien

business loan agreement/UCC1 Financing Statement

Is the creditor an insider or related party?

☒ No☐ Yes

Is anyone else liable on this claim?

☐ No☒ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☐ Contingent☐ Unliquidated☐ Disputed

2.6

Small Business Administration

Creditor's Name

**P.O. Box 740192
Atlanta, GA 30374**

Creditor's mailing address

Creditor's email address, if known

Date debt was incurred

7/30/2020

Last 4 digits of account number

8001

Do multiple creditors have an interest in the same property?

☒ No

☐ Yes. Specify each creditor, including this creditor and its relative priority.

Describe debtor's property that is subject to a lien

blanket lien on assets**\$344,100.00****\$0.00**

Describe the lien

business loan agreement, UCC1 Financing Statement

Is the creditor an insider or related party?

☒ No☐ Yes

Is anyone else liable on this claim?

☐ No☒ Yes. Fill out *Schedule H: Codebtors* (Official Form 206H)

As of the petition filing date, the claim is:

Check all that apply

☐ Contingent☐ Unliquidated☐ Disputed

3. Total of the dollar amounts from Part 1, Column A, including the amounts from the Additional Page, if any.

\$707,563.81**Part 2: List Others to Be Notified for a Debt Already Listed in Part 1**

List in alphabetical order any others who must be notified for a debt already listed in Part 1. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for secured creditors.

If no others need to be notified for the debts listed in Part 1, do not fill out or submit this page. If additional pages are needed, copy this page.

Debtor	Benita ND, LLC	Case number (if known)	
	<small>Name</small>		
Name and address		On which line in Part 1 did you enter the related creditor?	Last 4 digits of account number for this entity
Berkovitch & Bouskila, PLLC 1545 Route 202, Ste. 101 New York, NY 10004		Line <u>2.2</u>	

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206E/F****Schedule E/F: Creditors Who Have Unsecured Claims**

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with **PRIORITY** unsecured claims and Part 2 for creditors with **NONPRIORITY** unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

Part 1: List All Creditors with PRIORITY Unsecured Claims**1. Do any creditors have priority unsecured claims?** (See 11 U.S.C. § 507).☐ No. Go to Part 2.☒ Yes. Go to line 2.**2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or in part.** If the debtor has more than 3 creditors with priority unsecured claims, fill out and attach the Additional Page of Part 1.

			Total claim	Priority amount
2.1	Priority creditor's name and mailing address Attorney General of North Carolina 9001 Mail Service Center Raleigh, NC 27699-9001 Date or dates debt was incurred Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: notices only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$0.00	\$0.00
2.2	Priority creditor's name and mailing address Attorney General of the United States US Dept. of Justice 950 Pennsylvania Avenue NW Washington, DC 20530 Date or dates debt was incurred Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: notices only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$0.00	\$0.00

Debtor	Benita ND, LLC Name	Case number (if known)
2.3	Priority creditor's name and mailing address Employment Security Commission 700 Wade Avenue Raleigh, NC 27605	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed
	Date or dates debt was incurred	<div style="display: flex; justify-content: space-between;"> \$0.00 \$0.00 </div>
	Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	Basis for the claim: notices only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
2.4	Priority creditor's name and mailing address Internal Revenue Service Centralized Insolvency PO Box 7346 Philadelphia, PA 19101-7346	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed
	Date or dates debt was incurred	<div style="display: flex; justify-content: space-between;"> \$0.00 \$0.00 </div>
	Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	Basis for the claim: notices only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
2.5	Priority creditor's name and mailing address NC Dept of Revenue Attention: Bankruptcy Unit P.O. Box 1168 Raleigh, NC 27602	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed
	Date or dates debt was incurred	<div style="display: flex; justify-content: space-between;"> \$0.00 \$0.00 </div>
	Last 4 digits of account number Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (8)	Basis for the claim: notices only Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes

Part 2: List All Creditors with NONPRIORITY Unsecured Claims

3. List in alphabetical order all of the creditors with nonpriority unsecured claims. If the debtor has more than 6 creditors with nonpriority unsecured claims, fill out and attach the Additional Page of Part 2.

		Amount of claim
3.1	Nonpriority creditor's name and mailing address Bank of America P.O. Box 660441 Dallas, TX 75266 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: credit card purchases Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <div style="text-align: right;">\$6,238.34</div>
3.2	Nonpriority creditor's name and mailing address Bank of America P.O. Box 660441 Dallas, TX 75266 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: credit card purchases Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <div style="text-align: right;">\$7,879.61</div>

Debtor	Benita ND, LLC Name	Case number (if known)
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3.3	Nonpriority creditor's name and mailing address Bluevine Capital dba CCA, LLC 5330 Pirrone Road, Ste. 115 Salida, CA 95368 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>unsecured loan-merchant capital advance</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$8,150.00
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3.4	Nonpriority creditor's name and mailing address Headway Capital 175 W. Jackson Blvd., Ste. 1000 Chicago, IL 60604 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>merchant capital advance; business loan</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$24,550.40
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3.5	Nonpriority creditor's name and mailing address Partner Community Capital 106 West Washington, 2nd Floor Charles Town, WV 25414 Date(s) debt was incurred ____ Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>business loan agreement</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$37,748.50
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3.6	Nonpriority creditor's name and mailing address Rapid Finance 4500 East West Highway, 6th Floor Bethesda, MD 20814 Date(s) debt was incurred <u>2/2024</u> Last 4 digits of account number ____	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>unsecured loan--merchant capital advance</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes	\$33,061.54
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Part 3: List Others to Be Notified About Unsecured Claims

4. List in alphabetical order any others who must be notified for claims listed in Parts 1 and 2. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for unsecured creditors.

If no others need to be notified for the debts listed in Parts 1 and 2, do not fill out or submit this page. If additional pages are needed, copy the next page.

Name and mailing address

On which line in Part 1 or Part 2 is the related creditor (if any) listed?

Last 4 digits of account number, if any

Part 4: Total Amounts of the Priority and Nonpriority Unsecured Claims

5. Add the amounts of priority and nonpriority unsecured claims.

5a. Total claims from Part 1

5b. Total claims from Part 2

5c. Total of Parts 1 and 2

Lines 5a + 5b = 5c.

Total of claim amounts	
5a.	\$ 0.00
5b. +	\$ 117,628.39
5c.	\$ 117,628.39

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206G****Schedule G: Executory Contracts and Unexpired Leases**

12/15

Be as complete and accurate as possible. If more space is needed, copy and attach the additional page, number the entries consecutively.**1. Does the debtor have any executory contracts or unexpired leases?**☐ No. Check this box and file this form with the debtor's other schedules. There is nothing else to report on this form.☒ Yes. Fill in all of the information below even if the contacts of leases are listed on *Schedule A/B: Assets - Real and Personal* (Official Form 206A/B).*Property***2. List all contracts and unexpired leases****State the name and mailing address for all other parties with whom the debtor has an executory contract or unexpired lease**2.1. State what the contract or lease is for and the nature of the debtor's interest **Business Debt Settlement Agreement**

State the term remaining

List the contract number of any government contract _____

**MCA Debt Advisors
1001 State St. Ste 1400
Erie, PA 16501**2.2. State what the contract or lease is for and the nature of the debtor's interest **Business Debt Resolution and Settlement Agreement**

State the term remaining

16 months

List the contract number of any government contract _____

**MCA Resolve, LLC
220 Congress Park Dr., Ste. 215
Delray Beach, FL 33445**2.3. State what the contract or lease is for and the nature of the debtor's interest **franchise agreement**

State the term remaining

List the contract number of any government contract _____

**Synergy Franchising Corp.
dba Jani-King of Raleigh/Durham**

Fill in this information to identify the case:Debtor name **Benita ND, LLC**United States Bankruptcy Court for the: **MIDDLE DISTRICT OF NORTH CAROLINA**

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 206H
Schedule H: Your Codebtors****12/15**

Be as complete and accurate as possible. If more space is needed, copy the Additional Page, numbering the entries consecutively. Attach the Additional Page to this page.

1. Do you have any codebtors?☐ No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form.☒ Yes

2. In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, Schedules D-G. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

*Column 1: Codebtor**Column 2: Creditor***Name****Mailing Address****Name***Check all schedules that apply:***2.1 Benita K. Thomas****Bank of America**☒ D **2.1**
☐ E/F _____
☐ G _____**2.2 Benita K. Thomas****EBF Holdings, LLC
dba**☒ D **2.2**
☐ E/F _____
☐ G _____**2.3 Benita K. Thomas****Funding Metrics, LLC
dba Lendini**☒ D **2.3**
☐ E/F _____
☐ G _____**2.4 Benita K. Thomas****National Funding,
Inc.**☒ D **2.4**
☐ E/F _____
☐ G _____**2.5 Benita K. Thomas****Partner Community
Capital**☒ D **2.5**
☐ E/F _____
☐ G _____

Debtor **Benita ND, LLC**

Case number (if known) _____

Additional Page to List More Codebtors

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

Column 1: Codebtor

Column 2: Creditor

2.6	Benita K. Thomas	Small Business Adminstration	<input checked="" type="checkbox"/> D <u>2.6</u> <input type="checkbox"/> E/F _____ <input type="checkbox"/> G _____
<hr/>			
2.7	Benita K. Thomas	Rapid Finance	<input type="checkbox"/> D _____ <input checked="" type="checkbox"/> E/F <u>3.6</u> <input type="checkbox"/> G _____
<hr/>			
2.8	Benita K. Thomas	Headway Capital	<input type="checkbox"/> D _____ <input checked="" type="checkbox"/> E/F <u>3.4</u> <input type="checkbox"/> G _____
<hr/>			
2.9	Benita K. Thomas	Bluevine Capital dba CCA, LLC	<input type="checkbox"/> D _____ <input checked="" type="checkbox"/> E/F <u>3.3</u> <input type="checkbox"/> G _____
<hr/>			
2.10	Benita K. Thomas	Partner Community Capital	<input type="checkbox"/> D _____ <input checked="" type="checkbox"/> E/F <u>3.5</u> <input type="checkbox"/> G _____
<hr/>			

Fill in this information to identify the case:Debtor name Benita ND, LLCUnited States Bankruptcy Court for the: MIDDLE DISTRICT OF NORTH CAROLINA

Case number (if known) _____

☐ Check if this is an amended filing**Official Form 207****Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy**

04/22

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

Part 1: Income**1. Gross revenue from business**☐ None.

Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year

From the beginning of the fiscal year to filing date:

From 1/01/2024 to Filing Date

Sources of revenue
Check all that apply

☐ Operating a business☒ Other gross receipts

Gross revenue
(before deductions and exclusions)

\$264,000.00

For prior year:

From 1/01/2023 to 12/31/2023

☐ Operating a business☒ Other gross receipts\$468,000.00

For year before that:

From 1/01/2022 to 12/31/2022

☐ Operating a business☒ Other gross receipts\$449,663.00**2. Non-business revenue**

Include revenue regardless of whether that revenue is taxable. *Non-business income* may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

☒ None.

Description of sources of revenue

Gross revenue from
each source
(before deductions and exclusions)

Part 2: List Certain Transfers Made Before Filing for Bankruptcy**3. Certain payments or transfers to creditors within 90 days before filing this case**

List payments or transfers—including expense reimbursements—to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$7,575. (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

☒ None.

Creditor's Name and Address

Dates

Total amount of value

Reasons for payment or transfer
Check all that apply

4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or cosigned by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$7,575. (This amount

Debtor **Benita ND, LLC**

Case number (if known) _____

may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. *Insiders* include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

☒ None.

Insider's name and address Relationship to debtor	Dates	Total amount of value	Reasons for payment or transfer
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5. Repossessions, foreclosures, and returns

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

☒ None

Creditor's name and address	Describe of the Property	Date	Value of property
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6. Setoffs

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

☒ None

Creditor's name and address	Description of the action creditor took	Date action was taken	Amount
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Part 3: Legal Actions or Assignments

7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

☐ None.

Case title Case number	Nature of case	Court or agency's name and address	Status of case
7.1. Funding Metrics, LLC v. Benita ND LLC and Benita Thomas Private Arbitration	breach of contract	private arbitration	<input checked="" type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded

8. Assignments and receivership

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

☒ None

Part 4: Certain Gifts and Charitable Contributions

9. List all gifts or charitable contributions the debtor gave to a recipient within 2 years before filing this case unless the aggregate value of the gifts to that recipient is less than \$1,000

☒ None

Recipient's name and address	Description of the gifts or contributions	Dates given	Value
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Part 5: Certain Losses

10. All losses from fire, theft, or other casualty within 1 year before filing this case.

☒ None

Debtor **Benita ND, LLC**

Case number (if known) _____

Description of the property lost and how the loss occurred**Amount of payments received for the loss**

If you have received payments to cover the loss, for example, from insurance, government compensation, or tort liability, list the total received.

List unpaid claims on Official Form 106A/B (Schedule A/B: Assets – Real and Personal Property).

Dates of loss**Value of property lost****Part 6: Certain Payments or Transfers****11. Payments related to bankruptcy**

List any payments of money or other transfers of property made by the debtor or person acting on behalf of the debtor within 1 year before the filing of this case to another person or entity, including attorneys, that the debtor consulted about debt consolidation or restructuring, seeking bankruptcy relief, or filing a bankruptcy case.

☐ None.
Who was paid or who received the transfer?
Address
If not money, describe any property transferred**Dates****Total amount or value**

11.1. **MCA Resovle, LLC**
220 Congress Park Dr., Ste. 215
Delray Beach, FL 33445

weekly payments of \$1,164.29
11/16/2023--
12/14/2023
\$5,821.45
Email or website address
www.mcaresolve.com
Who made the payment, if not debtor?

11.2. **Ivey, McClellan, Siegmund, Brumbaugh & M**
305 Blandwood Ave
Greensboro, NC 27401

attorney fee and filing fee**06/10/2024****\$5,000.00****Email or website address****Who made the payment, if not debtor?****12. Self-settled trusts of which the debtor is a beneficiary**

List any payments or transfers of property made by the debtor or a person acting on behalf of the debtor within 10 years before the filing of this case to a self-settled trust or similar device.

Do not include transfers already listed on this statement.

☒ None.**Name of trust or device****Describe any property transferred****Dates transfers were made****Total amount or value****13. Transfers not already listed on this statement**

List any transfers of money or other property by sale, trade, or any other means made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

☒ None.
Who received transfer?
Address
Description of property transferred or payments received or debts paid in exchange
Date transfer was made
Total amount or value**Part 7: Previous Locations**

Debtor **Benita ND, LLC**

Case number (if known) _____

14. Previous addresses

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

☐ Does not apply**Address****Dates of occupancy
From-To****Part 8: Health Care Bankruptcies****15. Health Care bankruptcies**

Is the debtor primarily engaged in offering services and facilities for:

- diagnosing or treating injury, deformity, or disease, or
- providing any surgical, psychiatric, drug treatment, or obstetric care?

- ☐ No. Go to Part 9.
- ☐ Yes. Fill in the information below.

Facility name and address**Nature of the business operation, including type of services
the debtor provides****If debtor provides meals
and housing, number of
patients in debtor's care****Part 9: Personally Identifiable Information****16. Does the debtor collect and retain personally identifiable information of customers?**

- ☐ No.
- ☐ Yes. State the nature of the information collected and retained.

17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b), or other pension or profit-sharing plan made available by the debtor as an employee benefit?

- ☐ No. Go to Part 10.
- ☐ Yes. Does the debtor serve as plan administrator?

Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units**18. Closed financial accounts**

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?

Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

☐ None**Financial Institution name and
Address****Last 4 digits of
account number****Type of account or
instrument****Date account was
closed, sold,
moved, or
transferred****Last balance
before closing or
transfer****19. Safe deposit boxes**

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

☐ None**Depository institution name and address****Names of anyone with
access to it
Address****Description of the contents****Does debtor
still have it?****20. Off-premises storage**

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

Debtor **Benita ND, LLC**

Case number (if known) _____

☐ None

Facility name and address

Names of anyone with
access to it

Description of the contents

Does debtor
still have it?**Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own****21. Property held for another**

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

☐ None**Part 12: Details About Environment Information**

For the purpose of Part 12, the following definitions apply:

Environmental law means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).

Site means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.

Hazardous material means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

Report all notices, releases, and proceedings known, regardless of when they occurred.

22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law? Include settlements and orders.☐ No.☐ Yes. Provide details below.Case title
Case numberCourt or agency name and
address

Nature of the case

Status of case

23. Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?☐ No.☐ Yes. Provide details below.

Site name and address

Governmental unit name and
address

Environmental law, if known

Date of notice

24. Has the debtor notified any governmental unit of any release of hazardous material?☐ No.☐ Yes. Provide details below.

Site name and address

Governmental unit name and
address

Environmental law, if known

Date of notice

Part 13: Details About the Debtor's Business or Connections to Any Business**25. Other businesses in which the debtor has or has had an interest**

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

☐ None

Business name address

Describe the nature of the business

Employer Identification number

Do not include Social Security number or ITIN.

Dates business existed

Debtor **Benita ND, LLC**

Case number (if known) _____

26. Books, records, and financial statements

26a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case.

☐ None**Name and address****Date of service
From-To**26a.1. **Benitha K. Thomas**

26b. List all firms or individuals who have audited, compiled, or reviewed debtor's books of account and records or prepared a financial statement within 2 years before filing this case.

☒ None

26c. List all firms or individuals who were in possession of the debtor's books of account and records when this case is filed.

☐ None**Name and address****If any books of account and records are
unavailable, explain why**26c.1. **Benita K. Thomas**

26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

☒ None**Name and address****27. Inventories**

Have any inventories of the debtor's property been taken within 2 years before filing this case?

☒ No☐ Yes. Give the details about the two most recent inventories.**Name of the person who supervised the taking of the
inventory****Date of inventory****The dollar amount and basis (cost, market,
or other basis) of each inventory****28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.****Name****Address****Position and nature of any
interest****% of interest, if
any****Benita Kaye Thomas****110 D Cunningham Lane
Raeford, NC 28376****member-manager****100%****29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?**☒ No☐ Yes. Identify below.**30. Payments, distributions, or withdrawals credited or given to insiders**

Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

☐ No☒ Yes. Identify below.

Debtor **Benita ND, LLC**

Case number (if known)

Name and address of recipient	Amount of money or description and value of property	Dates	Reason for providing the value
30.1 .		05/10/2023: \$3,500 06/10/2023: \$3,500 07/10/2023: \$3,500 08/10/2023: \$3,500 09/10/2023: \$3,500 10/10/2023: \$3,500 11/10/2023: \$3,500 12/02/2023: \$5,000 12/10/2023: \$3,500 01/01/2024: \$500 01/16/2024: \$700 01/17/2024: \$490 02/01/2024: \$4,750 03/12/2024: \$400 03/15/2024: \$4,550 04/12/2024: \$4,150 05/12/2024: \$1,500	
Benita K. Thomas	\$50,040.00		compensation/draws
Relationship to debtor Member/manager			

31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?

- ☒ No
☐ Yes. Identify below.

Name of the parent corporation

Employer Identification number of the parent corporation

32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?

- ☒ No
☐ Yes. Identify below.

Name of the pension fund

Employer Identification number of the pension fund

Part 14: Signature and Declaration

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both.
18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true

Debtor Benita ND, LLC

Case number (if known) _____

and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 12, 2024

/s/ Benita Kaye Thomas
Signature of individual signing on behalf of the debtor

Benita Kaye Thomas
Printed name

Position or relationship to debtor Member-Manager

Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?

☒ No

☐ Yes

B2030 (Form 2030) (12/15)

United States Bankruptcy Court
Middle District of North Carolina

In re **Benita ND, LLC**

Debtor(s)

Case No.

Chapter

11

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR(S)

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

For pre-petition legal services, I have agreed to accept	\$	<u>3,262.00</u>
Prior to the filing of this statement I have received	\$	<u>3,262.00</u>
Balance Due	\$	<u>0.00</u>
2. \$ **1,738.00** of the filing fee has been paid.
3. The source of the compensation paid to me was:

☒ Debtor ☐ Other (specify):
4. The source of compensation to be paid to me is:

☒ Debtor ☐ Other (specify):
5. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.
☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation is attached.
6. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
 - a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
 - b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;
 - c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;
 - d. [Other provisions as needed]
7. By agreement with the debtor(s), the above-disclosed fee does not include the following service:
Representation of the debtors in adversary proceedings & other contested bankruptcy matters.

CERTIFICATION

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

June 12, 2024*Date***/s/ Samantha K. Brumbaugh****Samantha K. Brumbaugh***Signature of Attorney***Ivey, McClellan, Siegmund, Brumbaugh & McDonough, LLP****305 Blandwood Ave****Greensboro, NC 27401****336-274-4658 Fax: 336-274-4540***Name of law firm*

United States Bankruptcy Court
Middle District of North Carolina

In re Benita ND, LLC Debtor(s) Case No. Chapter 11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
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-NONE-

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **Member-Manager** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date June 12, 2024 Signature /s/ Benita Kaye Thomas
Benita Kaye Thomas

*Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.*

United States Bankruptcy Court
Middle District of North Carolina

In re Benita ND, LLC

Debtor(s)

Case No.

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11

VERIFICATION OF CREDITOR MATRIX

I, the Member-Manager of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **June 12, 2024**

/s/ Benita Kaye Thomas

Benita Kaye Thomas/Member-Manager

Signer/Title

Attorney General of North Carolina
9001 Mail Service Center
Raleigh, NC 27699-9001

Attorney General of the United States
US Dept. of Justice
950 Pennsylvania Avenue NW
Washington, DC 20530

Bank of America
P.O. Box 660441
Dallas, TX 75266

Bank of America
P.O. Box 982235
El Paso, TX 79998-2235

Benita K. Thomas

Berkovitch & Bouskila, PLLC
1545 Route 202, Ste. 101
New York, NY 10004

Bluevine Capital dba CCA, LLC
5330 Pirrone Road, Ste. 115
Salida, CA 95368

EBF Holdings, LLC dba
Everest Business Funding
102 W. 38th Street
6th Floor
New York, NY 10018

Employment Security Commission
700 Wade Avenue
Raleigh, NC 27605

Funding Metrics, LLC dba Lendini
3220 Tillman Drive, Ste. 300
Bensalem, PA 19020

Headway Capital
175 W. Jackson Blvd., Ste. 1000
Chicago, IL 60604

Internal Revenue Service
Centralized Insolvency
PO Box 7346
Philadelphia, PA 19101-7346

MCA Debt Advisors
1001 State St. Ste 1400
Erie, PA 16501

MCA Resolve, LLC
220 Congress Park Dr., Ste. 215
Delray Beach, FL 33445

National Funding, Inc.
9530 Towne Centre Drive, Ste. 120
San Diego, CA 92121

NC Dept of Revenue
Attention: Bankuprtcy Unit
P.O. Box 1168
Raleigh, NC 27602

Partner Community Capital
106 West Washington, 2nd Floor
Charles Town, WV 25414

Rapid Finance
4500 East West Highway, 6th Floor
Bethesda, MD 20814

Small Business Adminstration
P.O. Box 740192
Atlanta, GA 30374

Synergy Franschising Corp.
dba Jani-King of Raleigh/Durham

**United States Bankruptcy Court
Middle District of North Carolina**

In re **Benita ND, LLC**

Debtor(s)

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11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Benita ND, LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

June 12, 2024

Date

/s/ Samantha K. Brumbaugh

Samantha K. Brumbaugh

Signature of Attorney or Litigant

Counsel for **Benita ND, LLC**

Ivey, McClellan, Siegmund, Brumbaugh & McDonough, LLP

305 Blandwood Ave

Greensboro, NC 27401

336-274-4658 Fax:336-274-4540